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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

12 MAR 1993

THE SECRETARY - ROOM 222
IN REPLY REFER TO:

7330-7/1700A3

RECEIVED

MAR 24 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable Alfonse D'Amato
United States Senate
Washington, D.C. 20510

Dear Senator D'Amato:

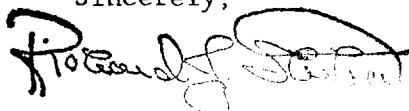
This is in reply to your letter of February 17, 1993, in which you inquired on behalf of your constituent, Frank Livernoche, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Your constituent is specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your constituent's concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest. Your constituent's letter will be included in the record of the proceeding. We expect final rules to be issued in 1994.

Sincerely,



Richard J. Shiben
Chief, Land Mobile & Microwave Division
Private Radio Bureau

Enclosures

cc:
Chief, PRBureau
Chief, LM&M Division
Docket Files, Room 222
P&P Branch File (Pink)

CNTL NO - 9300809

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Congressional

DUE OLC: 3-4-93

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AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM
02/24/93

LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300809	02/24/93	02/17/93	03/16/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Senator	Alfonse D'Amato	BC

CONSTITUENT'S NAME	SUBJECT
Frank Livernoche	inq. comments on PR Docket 92-235

REF TO	REF TO	REF TO	REF TO
PRB/Lmm 3-25-93			

DATE	DATE	DATE	DATE
02/24/93			

REMARKS:

ALFONSE M. D'AMATO
NEW YORK

PR6
92-235
809
LEO O'BRIEN OFFICE BUILDING
ROOM 420
ALBANY, NY 12207
(518) 472-4343

United States Senate

WASHINGTON, DC 20510-3202

February 17, 1993

Congressional Liaison
Federal Communications Commission
2025 M Street, NW
Room 6202
Washington, D.C. 20554


Dear Director:

Because of the desire of this office to be responsive to all inquiries and communications, your consideration of the attached is requested.

PLEASE TRY TO RESPOND WITHIN 4 WEEKS OF YOUR RECEIPT OF THIS REQUEST. YOUR FINDINGS AND VIEWS, IN DUPLICATE, ALONG WITH RETURN OF THIS MEMO PLUS ENCLOSURE, WILL BE APPRECIATED.

Many thanks.

Sincerely,



Alfonse M. D'Amato
United States Senator

AD:amr

THE HONORABLE ALFONSE M. D'AMATO
7 PENN PLAZA
SUITE 600
NEW YORK, N.Y. 10001

DEAR SENATOR D'AMATO;

RE: FEDERAL COMMUNICATIONS COMMISSION
NOTICE OF PROPOSED RULE MAKING
NPRM-PR DOCKET 92-235

ACTION NEEDED BY FEBRUARY 26, 1993

I AM RETIRED AND SPEND MANY HOUR OF MY RETIREMENT MAKING AND FLYING RADIO CONTROLLED MODEL AIRCRAFT. ALONG WITH THE ENJOYMENT I RECEIVE FROM THIS HOBBY, I HAVE A CONSIDERABLE INVESTMENT IN RADIO EQUIPMENT.

THIS EQUIPMENT IS DESIGNED FOR THIS USE ONLY AND IS COSTLY TO SWITCH FROM ONE FREQUENCY TO ANOTHER, IF IT CAN BE DONE AT ALL.

I AM VERY CONCERNED ABOUT PROPOSED RULES THAT ARE CURRENTLY UNDER CONSIDERATION BY THE FEDERAL COMMUNICATIONS COMMISSIONS, (FCC). THE PROCEEDING IS PR DOCKET 92-235. IF ADOPTED, THE NEW RULES WILL GREATLY REDUCE THE USABILITY OF FREQUENCIES CURRENTLY ASSIGNED FOR MODEL USE AND INCREASE THE RISK OF ACCIDENTS AND ATTENDANT LIABILITY FOR CONTROLLING MODEL AIRPLANES.

OUR RADIO CONTROL FREQUENCIES ARE IN THE 72 - 76 MHZ BAND. THIS BAND IS PRIMARILY USED FOR PRIVATE LAND MOBLIE DISPATCH OPERATIONS. HOWEVER, OUR RADIO CONTROL FREQUENCIES IN THIS BAND ARE FAR ENOUGH APART FROM THE LAND MOBILE FREQUENCIES THAT WE HAVE BEEN ABLE TO SHARE THE BAND WITHOUT EITHER USE INTERFERING WITH THE OTHER.

THE NEW RULES WILL BE AFFECTED BY THE PROPOSED RULES AND THE NEW RULES

INTERFERENCE WITH THIS TYPE OF OPERATION BY A UNKNOWN MOBLIE